

**CITY COUNCIL MINUTES
SEPTEMBER 13, 2016, 7:00 P.M.
CHEROKEE CITY HALL**

A regular meeting was called to order on this date by Mayor Murphy. Roll call: Present: Councilpersons Agnitsch, Brown, Johnson, Miller, Pingel, City Attorney Herbold, City Administrator Kooiker, City Clerk-Treasurer Cargin.

Public Forum

Dan Morrow, 409 S. 8th St., questioned how much money was received from the landfill for dumping leachate into the sanitary sewer in July. He also stated that the Wilson school building as well as other dilapidated structures in city limits should fall back on the county for back taxes and the county should pay for demolition of these properties, rather than the city.

Extension of Susan Ave.

Miller made a motion to not proceed with the permanent extension of Susan Ave. from S. Craig Dr. to Valley View Dr. and have the contractor put the extension back to the same condition it was in prior to the North Roosevelt project, as is stipulated in their contract. Johnson seconded the motion. Roll call was: AYES: All; NAYES: None.

General Obligation Capital Loan Notes

Scott Stevenson, bond underwriter with D. A. Davidson, gave a brief overview of the bonding process. Action taken at this meeting authorizes the Mayor to sign a contract to issue bonds and move forward with the bond sale.

Brown made a motion adopting Resolution 2016-34 Directing the Acceptance of a Proposal to Purchase \$650,000 Taxable GO Capital Loan Notes, Series 2016A. Agnitsch seconded the motion. Roll call was: AYES: All; NAYES: None.

Pingel made a motion adopting Resolution 2016-35 Directing the Acceptance of a Proposal to Purchase \$1,350,000 GO Capital Loan Notes, Series 2016B. Miller seconded the motion. Roll call was: AYES: Agnitsch, Johnson, Miller, Pingel; NAYES: Brown

Brown made a motion adopting Resolution 2016-36 Directing the Acceptance of a Proposal to Purchase \$1,375,000 GO Refunding Capital Loan Notes, Series 2016C. Pingel seconded the motion. Roll call was: AYES: All; NAYES: None.

Ordinance Prohibiting Dogs at Oak Hill Cemetery

The council heard from citizens Lila Saxby, Tim Stoneking and Betty Berigan regarding the proposed ordinance restricting dogs from Oak Hill Cemetery. After some discussion, Pingel made a motion approving the 1st reading of Ordinance No. 624, seconded by Brown. Roll call was: AYES: Agnitsch, Brown, Pingel; NAYES: Johnson, Miller

Public Hearing on the Vacation of a Portion of Sioux Valley Dr.

The Mayor opened a public hearing on the proposal to dispose of a portion of the Sioux Valley Drive right-of-way. The portion to be disposed of will revert back to the abutting property owner which consists solely of Cherokee Regional Medical Center. Administrator Kooiker presented a tentative

agreement between the City and CRMC setting out terms and conditions of the disposal. As there were no written or oral comments, the Mayor closed the Public Hearing.

Agnitsch made a motion, seconded by Miller, to refer the proposal to the Planning and Zoning Commission for consideration. Roll call was: AYES: All; NAYES: None.

Resolution #2016-40 Creating Horse Arena Committee

Brown made a motion approving Resolution 2016-40 which creates a Horse Arena Committee. This committee will be an official committee of the City and a sub-committee of the Parks and Recreation Advisory Group. The formation of this committee will enable the horse arena and events to be covered under the city's insurance with ICAP. The motion was seconded by Miller. Roll call was: AYES: All; NAYES: None.

Consent Business

On a motion by Miller, seconded by Johnson, the following was approved under Consent Agenda. City Council Minutes of August 23, 2016.

August Clerk-Treasurer-s report and receipts as follows: General \$109,671.24; Police Forfeiture \$662.20; County Library \$.83; Road Use \$72,582.17; Employee Benefits \$2,705.87; Emergency \$0; Local Option Sales Tax \$202,321.33; Hotel/Motel Tax \$17.39; Tax Increment Financing \$20.70; Revolving Loan \$518.56; Library Memorial \$83.01; Park & Rec Capital Improvement \$5.44; Debt Service \$15.64; Road Use Equipment \$9,435.17; CDBG Storefront Project \$36,608.00; FEMA Flood Buyout Program \$0; Emergency Set-Aside \$9.08; Oak Hill Perpetual Care \$2.27; Water Utility \$70,259.32; Water Utility – Industrial \$32.22; Water System Maintenance \$9,666.79; Sewer Utility \$97,308.92; Sewer Utility – Industrial \$21.37; Sewer Facility Bond & Interest \$30,292.33; Sewer System Maintenance \$6,250.00; CDBG Sanitary Sewer \$0; Aviation Authority \$304.84; Solid Waste \$27,077.46; Landfill \$33,010.12; Storm Sewer Utility - \$7,205.35; Self-Insurance \$19.93; Police Dept. Special Acct. \$0.

Renewal of Class B Beer Permit for Godfather's Pizza

Renewal of Class C Beer Permit/Sunday Sales - Dollar General

Parade Permit for Dec. 1, 2016 – Chamber of Commerce

Parade Permit for Sept. 16, 2016 – WHS Homecoming Parade

Annual Urban Renewal Report FY 15-16

Tax Abatement Applications – 414 B Valley View Dr., 940 Aster Dr.

August Police Report

Bills Totaling \$1,227,609.56

ACCO	LIQUID CHLORINE	975.00
AHLERS & COONEY	PROFESSIONAL FEES	1,353.00
ALLIANT ENERGY	NAT'L GAS	102.50
ALLOY SPECIALTY	FAÇADE REMEDIATION PLAN	935.00
ARAMARK UNIFORM SERVICE	RAGS, RUGS, MOPS	91.03
ATIRA MASTERCARD	POOL VAC HEAD/SUPPLIES	354.38
AUDITOR, STATE OF IOWA	ADDN. AUDIT FILING FEE	200.00
AUTOMATIC DOOR GROUP	DOOR MAINTENANCE	200.50
AUTOMATIC SYSTEMS CO.	MAGNETIC FLOW METER	2,780.00
BLACKTOP SERVICE CO.	SEAL COATING	503,089.69
BLAINE'S WATER CONDITIONIN	COOLER RENT & WATER-CH	207.68
BOMGAARS	SUPPLIES	978.82
CERTIFIED TESTING SERVICES	N. ROOSEVELT ST. TESTING	9,845.00
CHAMPION ELECTRIC, INC.	REPAIR WORK AT WESCOTT	1,950.55

CHEROKEE AREA ECONOMIC	1ST QTR. CONTRIBUTION	3,457.50
CHEROKEE AUTO PARTS	HYDRAULIC HOSE	2.74
CHEROKEE CO. SOLID WASTE	ASSESSMENT, DEMO	31,905.27
CHEROKEE FIRE DEPARTMENT	FIREMAN PAYROLL	710.00
CHESTERMAN COMPANY	POP FOR POOL	112.80
CHRONICLE TIMES	PUBLICATION COST	567.04
CITY OF AURELIA	PURCHASE OUTSIDE METER	95.00
C-M-L TELEPHONE	PHONE & INTERNET-CH	234.61
COGRAN SYSTEMS	ONLINE REGISTRATIONS	150.00
COMES INVESTMENTS	PIZZA FOR POOL	250.00
CONCRETE PRODUCTS CO.	ADHESIVE FOR BLOCKS	236.88
CONTROL SYSTEM SPECIALISTS	CHILLER MAINTENANCE/FIX	1,786.29
COUNSEL	COPIES/COPIER LEASES	317.35
COUNTRY TIRE & SERVICE	NEW TIRE FOR PD	399.73
DAVE ELLIS	VOLLEYBALLS	101.61
DEMCO, INC.	OFFICE SUPPLIES	165.92
DUANE MUMMERT	CELL PHONE REIMB.	35.00
FAREWAY STORES, INC.	SUPPLIES	144.91
FARNER-BOCKEN COMPANY	FOOD FOR POOL	1,440.46
FELD FIRE	EXTINGUISHER HOSE	7,258.00
FIRST COOPERATIVE ASSOC.	WEED KILLER	70.85
GAMETIME	SWING SET-POLSON PARK	2,855.43
GEORGE SCHMIDT	CELL PHONE REIMB.	35.00
GREGG COMPUTER SERVICE	ROUTER TO STATIC IP UPDATE	197.49
GRUNDMAN-HICKS L.L.C.	CDBG SANITARY SEWER PAY #3	61,298.41
HACH CO.	LAB SUPPLIES	338.39
HOLZHAUER'S	OIL CHANGE-PD	17.57
I.U.O.E.	UNION DUES	261.00
IOWA CITY/COUNTY MGMT.	ICMA CONF. BUS TRAN.	50.00
IOWA CODIFICATION INC.	CODE BOOKS	340.00
IOWA DEPT. OF NATURAL RESO	LICENSE FEE	400.00
IOWA LIBRARY ASSOCIATION	ILA REGISTRAION & DUES	633.00
ISU EXTENSION & OUTREACH	LEADERSHIP CLASS-NJ	50.00
JEBRO, INC.	CRS-2	756.00
JERRY'S TREE SERVICE	TRIM SPRING LAKE PARK	4,980.00
JOHN MEIS	PROFESSIONAL FEES	13,030.00
K-MART #9222	CLEANING SUPPLIES-CH	97.97
MARK'S SEPTIC INSPECTION L	ADAPTER	8.50
MID AMERICAN ENERGY	ELECTRICITY	484.14
MID AMERICAN ENERGY	ELECTRICITY	1,737.32
MID-IOWA SALES CO.	TRUCK SUPPLIES	97.45
MODERN HEATING & COOLING	FILTERS	99.64
MOTOR PARTS SALES	MINIATURE LAMP-STREET	10.08
MUNICIPAL SUPPLY, INC.	WATER METERS	6,353.37
MUNICIPAL EMERGENCY SERVICE	GAS MONITOR PUMP ASSEMBLY	903.03

NATE JAMES	CELL PHONE REIMB.	50.00
NATIONAL GEOGRAPHIC SOCIET	SUBSCRIPTION	39.00
NELSON'S LOCKSMITH SHOP	REPLACE LOCK AT PD	57.00
NORLAB INC.	LIQUID POWDER TRACING DYE	222.00
NORTH CENTRAL LABORATORIES	LAB SUPPLIES	219.57
NORTHWEST COMMUNICATIONS	INTERNET-STREET	44.95
ONE OFFICE SOLUTION	OFFICE SUPPLIES	270.55
PETTY CASH - LIBRARY	NEWSPAPERS, POSTAGE	148.54
PITNEY BOWES GLOBAL FIN. S	POSTAGE MACHINE LEASE	35.00
POPULAR MECHANICS	SUBSCRIPTION	24.00
PROFESSIONAL SURVEYING SER	ROOSEVELT AVE. SURVEY	25,000.00
QUILL CORPORATION	LABELS	28.78
RECREONICS, INC.	WALL WHALE, RAKE, HANDLE	372.34
REHAB SYSTEMS, INC.	CUT ROOTS IN STORM SEWERS	500.00
REINERT MACHINE SHOP	CHAIN HOOKS ON DUMP TRUCK	133.62
RENAISSANCE RESTORATION IN	DOWNTOWN FAÇADE PYMT #2	87,369.21
SAM KOOIKER	MEAL & TIP REIMBURSEMENT	65.63
SANITARY SERVICES	AUG. GARBAGE SERVICE	25,609.50
SCE, LLC	GRAVE DIGGING	540.00
SIMMERING-CORY, INC.	GRANT ADMINISTRATION	6,000.00
SIOUX SALES COMPANY	NEW UNIFORMS-C. SINGER	362.65
STEVE HARRIS CONSTRUCTION,	ROOSEVELT PROJ. PAYMENT #3	325,242.01
STEVE'S WINDOW SERVICE	WINDOW CLEANING-LIB.	90.00
SYNCHRONY BANK/AMAZON	BOOKS & DVD'S	281.09
STATE LIBRARY OF IOWA	CLASS REGISTRATION	35.00
SURFACE GENERAL CORPORATIO	BROOM SECTIONS	85.20
TCY MACHINE	MANHOLE RISER	186.54
THE BOOK VINE	BOOKS	74.06
THREE RIVERS BENEFIT	CLAIMS/MONTHLY ADMIN. FEE	1,875.60
TODD LARSEN	CELL PHONE REIMB.	35.00
TODD MILLER	CELL PHONE REIMB.	35.00
TREASURER, STATE OF IOWA	SALES TAX	5,419.00
U.S. BANK EQUIPMENT FINANC	COPY MACHINE LEASE-PD	89.94
UNITED PARCEL SERVICE	SHIP HY-VEE METER	20.60
UNITED STATES CELLULAR	CELL PHONE CHARGES	160.45
USPS	POSTAGE-UTILITY BILLS	316.20
UTILITY SERVICE CO., INC.	ANNUAL CONTRACT-MHI TOWER	60,157.32
VALLEY VETERINARY CENTER	MEDS FOR K-9	51.60
VERIZON WIRELESS	PHONE-PD	40.01
WALDNER'S LAWN SERVICE	LAWN CARE	170.00
WEX BANK	FUEL	3,122.56
WIESE OIL & SUPPLY CO., LT	FUEL	2,531.35
WINDSTREAM	PHONE CHARGES	459.79
WINTHER, STAVE & CO., LLP	AUDIT PROGRESS BILLING	12,500.00

Reappointment to Board of Adjustment

Miller made a motion re-appointing Matt Royster to the Zoning Board of Adjustment. The motion was seconded by Brown. Roll call was: AYES: All; NAYES: None.

Flood Insurance Renewal

A motion was made by Miller, seconded by Pingel, authorizing the renewal of the City’s flood insurance policy for the Sewer Lift Station at 420 Reddington in the amount of \$7,260.00. Roll call was: AYES: Pingel, Miller, Agnitsch, Johnson; NAYES: Brown.

Actions Regarding Former Wilson School

This item was continued to the October 11, 2016, meeting. Karen Swain addressed the council and questioned why they keep getting brought in on property they don’t own and this action is having an effect on their business.

Trailer and Camping Parking Issues.

The council discussed instituting a fine for violators of Section 69.17 of the Code of Ordinances restricting overnight parking of trailers, campers etc. on a city or street overnight unless temporary parking is authorized by the police chief. The current ordinance does not stipulate a fine, rather a violation is considered a municipal infraction. A decision was made to have an amendment to Ordinance 69.17 drawn up and presented to the council.

Adjournment

Brown made a motion to adjourn, seconded by Agnitsch. All voted aye, the meeting was adjourned at 8:22 p.m.

Media Present: Ken Ross, *Chronicle Times*, Nikki Thunder, *KCHE Radio*

Mark Murphy, Mayor

ATTEST:

City Clerk-Treasurer